



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

November 24, 2015 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 11/17/15 and 11/24/15
 - b. Order for Payroll period ending 11/18/15 Bi-weekly #24
 - c. Order for Supplemental Payroll period ending 11/18/15 Bi-Weekly #24
 - d. Quarterly Audit report for Justice of the Peace, Precinct 1 for period of July - September 2015
 - e. Quarterly Audit report for Justice of the Peace, Precinct 2 for period of July - September 2015
 - f. Quarterly Audit report for Justice of the Peace, Precinct 3 for period of July - September 2015
 - g. Quarterly Audit report for Justice of the Peace, Precinct 4 for period of July - September 2015
 - h. Internal Audit report of the cash count and inventory of Constable Precinct 3 (La Marque)

- i. Internal Audit report of the cash count of the District Attorney's Hot Check Fund
 - j. Internal Audit report of Justice of the Peace, Precinct 4 for period of 1/1/15 - 8/31/15 with response letter from Honorable Kathleen McCumber dated 10/28/15
 - k. FY 2015 Chapter 59 Asset Forfeiture Report
 - l. Indemnification request from County Clerk's Office
 - m. Internal Audit report on the Procurement Card expenditure accounts review with response letter from Mr. Rufus Crowder dated 11/13/15
 - n. Quarterly Audit report for the Juvenile Justice Department for period of July - September 2015
 - o. Santa Fe EDC Audit of Financial Statements (with reconciling amount added 11/17/2015)
- *2. Receive and file *Restitution Check List from Odyssey* submitted by Collections Improvement Program.
 - *3. Receive and file *Refund Check List from Odyssey* submitted by the County Clerk.
 - *4. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.
 - *5. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #23 October 22 - November 4, 2015* submitted by Human Resources.
 - *6. Consideration of *execution of renewal contract with Interface EAP, Inc.* submitted by Human Resources.
 - *7. Receive and file *notice pursuant to H.B. 3059, Section 366.005 of Texas-New Mexico Power Company providing utility service to Galveston County* submitted by the County Judge.
 - *8. Receive and file *Memorandum of Understanding for Non-Emergency Law Enforcement Response between the Galveston County Sheriff's Office and the US Dept. of the Interior, US Fish and Wildlife Service, and National Wildlife Refuge System* submitted by the Sheriff's Office.
 - *9. Receive and file *payment in Lieu of Taxes (PILT) payment from the United States Department of the Interior* submitted by the Grants Manager.
 - *10. Consideration of *approval to submit FY 2016 Veterans Treatment Court Grant-*

Application to the Texas Veterans Commission and authorize County Judge to sign required documents submitted by the Grants Manager.

- *11. Consideration of *authorization to execute renewal contract with League City VFD for fire protection services in the unincorporated county* submitted by Direct of Contract Services.
- *12. Consideration of *authorization for the County Judge to sign CDBG Round 2.2 amendment* submitted by CDBG Project Coordinator.
- *13. Consideration of *authorizing County Judge to execute contract renewal letter with the Children's Center for Emergency Shelter Services for Children* submitted by Director of Contract Services.
- *14. Consideration of *approval of a subordination agreement under the recorded instrument number # 2014024485* submitted by Housing Dept.
- *15. Consideration of *approval to deed sold Round 2 CDBG HOP program properties* submitted by Housing:
 - a. 807 2nd Ave S, Texas City, Texas 77590
 - b. 3229 1st Ave S, Texas City, Texas 77590
- *16. Consideration for *authorization to extend the contracts on the following bids* submitted by the Purchasing Agent:
 - a. Bid #B142022 Indigent Burial Services
 - b. Bid #B152001 Transportation of Human Remains
- *17. Consideration for *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *18. Consideration of *approval for work order management system for the Facilities, Parks, Road & Bridge, Fleet Management and I.T. Departments with Facility Dude* submitted by Information Technology.
- *19. Consideration of *approval for Google Apps Unlimited with Onix Networking* submitted by Information Technology.
- *20. Consideration of *approval for Electronic Employee Management System user Licenses & Service Agreement with GHG Corporation* submitted by Information Technology.
- *21. Consideration of *accepting deed on Parcel 121, required for the FM 646 project* submitted by Right of Way.

- *22. Consideration of *approval for Fred B. Currid to convey portions of Lots 3 and 4, Block 9 of the First Addition to Algoa Suburbs on the mainland by metes and bounds without revising the plat and authorizing the County Judge to sign the application submitted by the County Engineer.*
- *23. Consideration of *approval of plat for Pelican Perch subdivision on Bolivar Peninsula and authorizing the County Judge and County Commissioner, Pct. 1 to sign the plat submitted by the County Engineer.*
- *24. Consideration of *authorizing the County Judge to execute the construction contract between Galveston County and Lucas Construction Company, Inc. for the Jack Brooks Park Road Reconstruction project submitted by the County Engineer.*
- *25. Consideration of *authorization for the County Judge to sign an agreement between the County of Galveston and the Galveston County Democratic Party to provide election services for their March 2016 and May 2016 elections submitted by the County Clerk.*
- *26. Consideration of *authorization for the County Judge to sign an agreement between the County of Galveston and the Galveston County Republican Party to provide election services for their March 2016 and May 2016 elections submitted by the County Clerk.*
- *27. Consideration of *approval of Early Voting Polling Locations for the 2016 March 1st Primary Election submitted by the County Clerk.*
- *28. Consideration of *approval of Absentee BBM Database and Export System with Fidlar of Texas submitted by County Clerk.*
- *29. Consideration of *Request of Tax Refunds in Excess of \$2,500.00 submitted by the Tax Assessor/Collector:*

a.	R200573	\$3,786.74	Overpayment
	R397060	\$6,388.65	Overpayment

- *30. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors as Recommended by Penalty & Interest Review Committee submitted by the Tax Assessor/Collector:*

a.	R102614	Anne T. Hecht	2013	\$39.19 (W)
	R379974	Alaniz Armando Tiburcio	2014	\$2,007.34 (W)
	R125350	Robert & Una Gourlay	2014	\$85.07 (W)
	R119151	Austin & Maria Hughes	2014	\$975.67 (W)
	R117202	Melinda Garvey	2014	\$1,420.36 (W)

Action Agenda

31. Professional Services

- a. Consideration to solicit Request for Qualifications (RFQ) for CDBG Hurricane Ike Project appraisal services and review appraisal services presented by CDBG Project Coordinator.
- b. Consideration of approval of the following Budget Amendments:
 1. 15-177-1124-A
Sheriff's Seizure Account - Request transfer from Sheriff's Seizure Maint/Repairs Equipment account to Sheriff's Seizure Vehicles account
 2. 15-178-1124-B
Auditor's Office - Request transfer from General Fund Budgeted Reserves and various transfers for other funds/departments FY 2015 clean-up
 3. 16-025-1124-A
405th District Court - Request transfer from General Fund Budgeted Reserves for additional funds for increase in salaries and benefits for Court Coordinator in the 405th District Court
 4. 16-026-1124-B
Constable Precinct #4-A - Request transfer from General Fund Budgeted Reserves for funds for uniforms for FY 2016 in Constable Precinct #4-A
 5. 16-027-1124-C
Election Services Fund - Request approval of revised Election Services Fund budget for FY 2016
 6. 16-028-1124-D
Professional Services - Budget request to roll forward budget of supplies and materials, contracts and projects which were not completed in FY 2015 to FY 2016
 7. 16-029-1124-E
Professional Services - Request reallocation of Galveston County EMS contracts for FY 2016
 8. 16-030-1124-F
Professional Services - Request reallocation of Information Technology Professional Services Consulting contracts for FY 2016

9. 160-031-1124-G

County Clerk - Request County Clerk Records Archive Fund Budgeted Reserves and Unreserved Fund Balance for the Indexing Project for FY 2016

32. **Purchasing**

a. Consideration to award a bid on the following:

1. Bid #B161001 Galveston Seawall Endcap Repair & Replacement

33. **County Legal**

a. Consideration of approving and executing resolution confirming consent for closure of the City of Galveston Tax Increment Reinvestment Zone No. 11, the "Falcon Group TIRZ".

b. Consideration of a Resolution and Execution of a Lease with Bolivar Peninsula Chamber of Commerce on the Joe Faggard Building 1750 S.H. 87, Bolivar, Texas.

c. Consideration of adopting, publishing, distributing and posting the Notice under the American with Disabilities Act as agreed under the Project Civic Access Settlement Agreement with the United States of America, DJ #204-74-343.

d. **Break into Executive Session:**

e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Homeowner Opportunity Program requirements in the County's CDBG-DRS Round 2 Housing Program.

f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to City of Galveston Tax Increment Reinvestment Zone No. 11.

- g. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:15-CV-238, Bonnie Quiroga v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.
- h. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 01-15-00583-CV, Hon. Mark Henry, v. Hon. Lonnie Cox , in the Court of Appeals for the First Court of Appeals District of Texas.
- i. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to Cause No. 01-15-00797-CV, Hon. Lonnie Cox v. Hon. Mark Henry, et. al., in the Court of Appeals for the First Court of Appeals District of Texas.
- j. **Reconvene Into Regularly Scheduled Meeting.**

Adjourn

WORKSHOP AGENDA

1. Discussion on review of Employee Handbook submitted by Human Resources.

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
